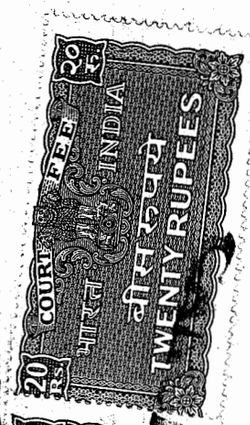
(3)

CANCELLED



IN THE HIGH COURT OF JUDICATURE AT JABALPUR (M.P.).

WRIT PETITION NO. 3344 OF 2000.

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA.

Petitioner ::: Doman Singh Bhandari,
son of Shri Thanuram Bhandari,
aged about 38 years, Occupation
Assistant Vetnary Field Officer,
Durg, Resident of Limaudih, Distt.
Durg, (M.P.).

(V e r s u s)

Respondents ::: 1) Indra Gandhi Krishi Vishwavidhlaya through its Registrar Krashak Nagar Raipur (M.P.).

2) Dean,
College of Vetenary Science and
Animal Husbandary, Anjora, District
Durg, (M.P.).

* * *

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.3344/ **सन्** 2000

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

20-2-2004

Shri Prashant Jayaswal, counsel for the petitioner.

Shri B. D. Guru, counsel for the respondents.

Heard both the counsel.

The petitioner has preferred this petition being aggrieved by the order dated 24th May, 2000 passed by respondent No.2 whereby respondent No.2 rejected the representation of the petitioner vide Annexure P/7.

The petitioner's case is that he is a degree holder of B.Sc. and was appointed as Veterinary Field Assistant. On 30.12.1996 the petitioner was selected for Bachelor of Veterinary Science and Animal Husbandry Course (B.V.S.C. & A.H.) as a departmental candidate and joined the course on 8.1.1997. He appeared in the First Year examination in January, 1997, but failed in all the subjects. Similarly, he again appeared in the year 1998 and could not pass in four papers but he could pass in two papers. Therefore, in the year 1999 the petitioner appeared in four subjects and again passed two subjects, however, he could not pass two subjects, namely Animal Breeding and Genetics only by three marks in each subject.

As per the notification dt. 4.11.1997 (Annexure P/3) issued by the respondents, the petitioner was not allowed to continue in the academic course as he had failed in all subjects of first year and thereafter, in four subjects in two consecutive academic years.

(111)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.3344/ सन् 2000

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	The main grievance of the petitioner is that all the examinations are conducted by the various Veterinary Science Universities under the guidelines issued by the Veterinary Council of India from time to time under the Veterinary Council of India (Minimum Standards of Veterinary Education Degree Course - B.V.S.C. & A. H.) Regulations, 1993. Under this Regulation all the Universities are supposed to follow the similar pattern for evaluation and examination. The Jawaharlal Nehru University, Jabalpur is granting 5 grace marks in maximum of two subjects (Theory and Practical as the case may be) whereas the University of respondents 1 & 2 is not granting similar relief to their students. As in the third attempt the petitioner secured three marks less in each two subjects if same principle of allowing grace marks as is being followed by the Jabalpur University is applied by the University of respondents 1 & 2, the petitioner ought to have been declared passed. As respondents 1 & 2 are not following the same principle for allowing grace marks as is being done by the Jabalpur University, therefore in view of the above situation the petitioner may be allowed to make a detailed representation to respondents 1 and 2 and in turn they be directed to consider the representation of the petitioner by passing a reasoned and appropriate order, to which counsel for the respondents has no objection.	

(112)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P 3346/ सन् 2000

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —3—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is allowed to make a detailed representation within a period of 10 days from today to respondents 1 & 2, and in turn they will decide the representation as early as possible, but not later than 30 days from the date of receipt of the representation, with a reasoned order considering all the points raised by the petitioner. With the above directions and observations, the petition stands disposed of. In view of this order, I.A.Nos.5143/2002 and 5786/2002 also stand disposed of. Certified copy as per rules. Sd/- L.C. Bhadoo Judge	

Thakur

25-02-04